

HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WASTE ACTION PROJECT,	)	
	)	CASE NO. 2:21-CV-00827-BJR
Plaintiff,	)	
v.	)	STIPULATED MOTION TO
	)	CONTINUE EXPERT REPORT
PLY GEM PACIFIC WINDOWS	)	DEADLINE BY THIRTY DAYS AND
CORPORATION,	)	ORDER
	)	
Defendant.	)	

**STIPULATION**

This matter is a Clean Water Act citizen suit brought under 33 U.S.C. § 1365 by Plaintiff Waste Action Project (“WAP”) against Ply Gem Pacific Windows Corporation (“Ply Gem”). WAP alleges Ply Gem committed numerous violations of its National Pollutant Discharge Elimination System (NPDES) Industrial Stormwater General Permit. Ply Gem denies these allegations.

The parties have been assiduously working towards settlement. The parties are optimistic that they will reach a compromise resolution and present a proposed consent decree to the Court soon. At this time, the parties believe that it will be more efficient to direct their resources towards continued settlement discussions rather than trial preparation activities and associated

1 Court involvement. For that reason, the parties request that the expert report deadline be  
2 extended by thirty days.

3 The Court's August 23, 2021 Order Setting Trial Dates and Related Dates set the  
4 deadline for the reports from expert witness under FRCP 26(a)(2) for February 14, 2022. The  
5 parties propose to continue this deadline to March 16, 2022.

6 RESPECTFULLY SUBMITTED this 7th day of February, 2022.

7  
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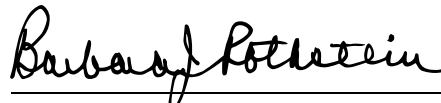
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ORDER

This matter having come before the Court on the parties' stipulated motion for continuance of the deadline for the reports from expert witness under FRCP 26(a)(2), and the Court having reviewed the file and pleadings herein, and being otherwise fully advised on the matter, hereby finds and concludes that good cause exists to continue the deadline for the reports from expert witness under FRCP 26(a)(2) by thirty days. The schedule set forth in The Court's August 23, 2021 Order Setting Trial Dates and Related Dates is amended; the deadline for the reports from expert witness under FRCP 26(a)(2) is March 16, 2022.

IT IS SO ORDERED

DATED this 10th day of February, 2022.



Barbara Jacobs Rothstein  
U.S. District Court Judge

Presented by:

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